**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR**

**TUESDAY, THE 26TH JUNE 2007 / 5TH ASHADHA 1929**

**WP(C).No. 27860 of 2006(N)**
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**PETITIONER:**
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**SHOUKATH.C.K., S/O.KUNJU MOHAMMED,**
**CHIRAPARAMBIL HOUSE, P.O.KIZHIPALLY KARA,**
**THRISSUR DISTRICT.**

**BY ADV. SRI.PHILIP T.VARGHESE,**
**SRI.THOMAS T.VARGHESE.**

**RESPONDENTS:**
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1. **THE WELFARE FUND INSPECTOR NO.II,**
   **OFFICE OF THE TODDY WELFARE FUND INSPECTOR,**
   **THRISSUR.**

2. **STATE OF KERALA, REPRESENTED BY**
   **THE SECRETARY, LABOUR AND REHABILITATION (S),**
   **GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.**

3. **THE DEPUTY TAHSILDAR (REVENUE RECOVERY),**
   **THRISSUR-20.**

4. **THE VILLAGE OFFICER,**
   **KIZHIPALLYAKARA, THRISSUR DISTRICT.**

**BY GOVERNMENT PLEADER SRI. BASANT BALAJI.**
**ADV. SRI. K. HARILAL, SC.**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**W.P.(C). NO.27860/2006:**

## APPENDIX

**PETITIONER'S EXHIBITS:**

**EXT.P.1: COPY OF THE ORDER DTD. 27/05/2006 ISSUED BY THE R.1. TO THE PETITIONER.**

**EXT.P.2: COPY OF THE MEMORANDUM OF APPEAL DTD. 10/08/2006 FILED BY THE PETITIONER BEFORE THE R.2.**

**EXT.P.3: COPY OF THE STAY PETITION DTD. 10/08/2006 FILED BY THE PETITIONER BEFORE THE R.2.**

**EXT.P.4: COPY OF THE NOTICE IN FORM NO. 1-RRI-611/03 DTD. 25/09/2006 ISSUED BY THE R.3. TO THE PETITIONER.**

**EXT.P.5: COPY OF THE NOTICE IN FORM NO. 10-RRI-611/03 DTD. NIL ISSUED BY THE R.3. TO THE PETITIONER.**

**//TRUE COPY//**

**prv.**

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.27860 of 2006

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Dated this the 26th day of June, 2007.

JUDGMENT

Since petitioner has complied with the interim order and remitted Rs.2 lakhs towards disputed demand and since appeal is pending against final determination order, W.P. is disposed of directing second respondent to hear the petitioner, peruse the records and pass orders on petitioner's appeal within three months from now. Petitioner will produce copy of this judgment before the appellate authority for compliance. Recovery proceedings will remain stayed for three months and thereafter recovery will be based on orders in appeal.

C.N.RAMACHANDRAN NAIR
Judge

pms